

## DECLARATION

We, **Edward A. Schroepel** and **Mark W. Kroll** declare that we are citizens of  
5 the United States of America having post office addresses and residing, respectively, at:

215 Dewberry Drive  
Lake Jackson, Texas 77566

and

10 493 Sinaloa Road  
Simi Valley, California 93065

that we verily believe that we are the original, first and joint inventors of the invention in:

### **Implantable Device and Method For The Electrical Treatment Of Cancer**

15 described and claimed in the attached specification, that we do not know and do not believe that this invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States for  
20 more than one year prior to this application; that this invention has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months before this application; that we acknowledge a duty to disclose information to the Patent and Trademark Office that we are aware of which is material to patentability as defined in 37 C.F.R. 1.56; and that no  
25 application for patent or inventor's certificate on this invention has been filed by us or our representatives or assigns or with our knowledge and consent in any country foreign to the United States.

We declare further that all statements made herein of our knowledge are true and  
that all statements made on information and belief are believed to be true; and further that these  
statements were made with the knowledge that willful false statements and the like so made are  
punishable by fine or imprisonment or both under section 1001 of Title 18 of the United States  
5 Code and that such willful false statements may jeopardize the validity of the application or any  
patent issuing thereon.

Wherefore, having reviewed and understood the contents of the specification and  
claims, we hereby subscribe our names to the foregoing specification, claims, and declaration.

10 Dated: September 27, 2001

*Edward A. Schrooppel*  
Edward A. Schrooppel  
Applicant  
215 Dewberry Drive  
Lake Jackson, Texas 77566

15

Dated: 9 Oct 2001

*Mark W. Kroll*  
Mark W. Kroll  
Applicant  
493 Sinaloa Road  
Simi Valley, California 93065

20

## **SUPPLEMENTAL DECLARATION**

We, **Edward A. Schroepel** and **Mark W. Kroll** declare that we are citizens of the United States of America having post office addresses and residing, respectively, at:

5                   **215 Dewberry Drive**  
                      Lake Jackson, Texas 77566

and

10                   **493 Sinaloa Road**  
                      Simi Valley, California 93065

15                   that we verily believe that we are the original, first and joint inventors of the invention in:

### **Implantable Device and Method For The Electrical Treatment Of Cancer**

(application number 09/974,474 and orginally given filing date 10/09/2001)

15                   described and claimed in the referenced application and now supplemented by the submission of the missing Figure 33, that we do not know and do not believe that this invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months before this application; that we acknowledge a duty to disclose information to the Patent and Trademark Office that we are aware of which is material to patentability as defined in 37 C.F.R. 1.56; and that no application for patent or inventor's certificate on this invention has been filed by us or our representatives or assigns or with our knowledge and consent in any country foreign to the United States. As this case is a

continuation-in-part of a co-pending application, which discloses and claims new subject matter beyond that found in the earlier case, we acknowledge our duty to disclose to the Office all information known to us to be material to patentability as defined by 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of 5 the continuation-in-part application.

We further declare that there is no material difference between the now submitted Figure 33 and the informal first figure of provisional filing 60/255,184 filed on 12 December 2000. And, we further declare that the Figure 33 can be generated from the written description of the instant 10 application even without reference to the provisional application.

We declare further that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are 15 punishable by fine or imprisonment or both under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore, having reviewed and understood the contents of the specification and 20 claims, we hereby subscribe our names to the foregoing specification, claims, and declaration.

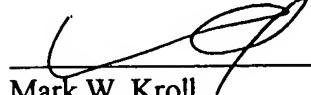
Dated: December 8, 2001

5

Edward A. Schrooppel  
Edward A. Schrooppel  
Applicant  
215 Dewberry Drive  
Lake Jackson, Texas 77566

Dated: 13 Dec 2001

10

  
Mark W. Kroll  
Applicant  
493 Sinaloa Road  
Simi Valley, California 93065

15

RECORDATION FORM COVER SHEET  
**PATENTS ONLY**

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Edward SchroeppeL  
Mark Kroll

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

Assignment

Merger

Security Agreement

Change of Name

Other \_\_\_\_\_

Execution Date:

6 and 16 Feb 2002

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s) \_\_\_\_\_

09/974,474

B. Patent No.(s) \_\_\_\_\_

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Mark Kroll

Internal Address: \_\_\_\_\_

Street Address: 493 Sinaloa Rd.

City: Simi Valley State: CA Zip: 93065

6. Total number of applications and patents involved:

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

9. Signature.

Mark Kroll

Name of Person Signing

Signature

17 Feb 2002

Date

Total number of pages including cover sheet, attachments, and documents:

## ASSIGNMENT

WHEREAS, we **Edward A. Schroepel and Mark W. Kroll** have invented certain new and useful inventions and improvements in **Implantable Device and Method For The Electrical Treatment Of Cancer**, for which an application for Letters Patent of the United States is being made, said application having been filed with the United States Patent and Trademark Office on 14 December 2001 and identified by Serial No.:09/974,474.

WHEREAS, **OncoStim.**, a corporation organized and existing under the laws of the state of Minnesota and having its principal offices at Maple Grove, (hereinafter "Assignee"), is desirous of acquiring the entire right, title and interest in and to said invention, said application and any and all Letters Patent to be obtained therefor;

NOW, THEREFORE, for and in consideration of certain good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned and transferred, and by this Assignment do hereby sell, assign and transfer unto the Assignee, its successors and assigns, our entire right, title and interest in and to any and all inventions and improvements disclosed in the aforesaid application, and in and to said application, all divisions, continuations or renewals thereof, and any and all Letters Patent, both foreign and domestic, that issue therefrom, including all reissues or extensions of such Letters Patent and including, all of our rights under the International Convention, and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to the above-mentioned Assignee in accordance herewith.

We hereby authorize the Assignee, its successors and assigns, or anyone it may properly designate, to insert in this Assignment the filing date and serial number of said application when ascertained.

We hereby further authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent, in its own name if desired, in any and all foreign

countries, and additionally to claim the filing date of said application and/or otherwise take advantage of the provisions of the International Convention.

We hereby covenant and agree with the Assignee, its successors and assigns, that we will not execute in writing or do any act whatsoever conflicting with this Assignment, and that we, or our executors or administrators, will at any time upon request, without further or additional consideration, but at the expense of Assignee, its successors and assigns, execute such additional writings and do such additional acts as Assignee, its successors and assigns, may deem necessary or desirable to perfect Assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisions, reissued or extended Letters Patent of the United States, or of any and all foreign countries on said invention, and in enforcing any rights occurring as a result of such applications or Letters Patent, by giving testimony in any proceedings or transactions involving such applications or Letters Patent.

We hereby further covenant and agree with the Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us and that the full right and title to convey the same as herein expressed is currently possessed by us.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seal as dated below.

Date February 6, 2002

*Edward A. Schroeppel*  
Name: Edward A. Schroeppel

Date 16 Feb 2002

*Mark W. Kroll*  
Name: Mark W. Kroll

Please type a plus sign (=) inside this box →

PTO/SB/81 (02-01)

Approved for use through 10/31/2002. OMB 0651-0035  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/974,474
Filing Date	12/14/2001
First Named Inventor	Schroepel, Edward A.
Title	IMPLANTABLE DEVICE AND METHOD FOR THE ELECTRICAL TREATMENT OF CANCER
Group Art Unit	3762
Examiner Name	
Attorney Docket Number	3102.003

I hereby appoint:

Practitioners at Customer Number

26375



OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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OR

Practitioners at Customer Number



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Individual Name

SINSHEIMER, SCHIEBELHUT & BAGGETT

Address 1010 Peach Street

Address Post Office Box 31

City San Luis Obispo

State

CA

Zip

93406

Country US

Telephone (805) 781-2865

Fax

(805) 541-2802

I am the:

Applicant/Inventor

Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name Edward A. Schroepel

Signature *Edward A. Schroepel*

Date 12/28/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 2 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/61 (02-01)

Approved for use through 10/31/2002. GMB 0651-0036

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/974,474
Filing Date	12/14/2001
First Named Inventor	Schroepel, Edward A.
Title	IMPLANTABLE DEVICE AND METHOD FOR THE ELECTRICAL TREATMENT OF CANCER
Group Art Unit	3762
Examiner Name	
Attorney Docket Number	8102.003

I hereby appoint:

 Practitioners at Customer Number

26375



OR

 Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

 The above-mentioned Customer Number.

OR

 Practitioners at Customer NumberPlace Customer  
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OR

 Firm or  
Individual Name

SINSHEIMER, SCHIEBELHUT &amp; BAGGETT

Address	1010 Peach Street			
Address	Post Office Box 31			
City	San Luis Obispo	State	CA	Zip 93408
Country	US			
Telephone	(805) 781-2863	Fax	(805) 541-2802	

I am the:

 Applicant/Inventor Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06).**SIGNATURE of Applicant or Assignee of Record**

Name	Mark W. Kroll
Signature	
Date	27 Dec 2007

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

 \*Total of 2 forms are submitted.

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